



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL

Memorandum

TO: Director, Reference Information Center
Chief, Wireless Telecommunications Bureau

FROM: *DMA*
Daniel M. Armstrong
Associate General Counsel

SUBJECT: *Warren C. Havens v. FCC & USA*, No. 03-1446 and *Warren C. Havens v. FCC*, No. 03-1447. Filing of a Petition for Review and a Notice of Appeal in the United States Court of Appeals for the District of Columbia Circuit.

DATE: January 27, 2004

This is to advise you that, on December 18, 2003, Warren C. Havens filed a Petition for Review and a Notice of Appeal in the U.S. Court of Appeals for the D.C. Circuit, pursuant to 47 U.S.C. §§ 402(a) and (b), of the following order: *Amendment of the Commission's Rules Concerning Maritime Communications, Petition for Rule Making filed by Regionet Wireless License, LLC*, Third Memorandum Opinion and Order, ~~PR Docket No. 03-257~~, FCC 03-270 (rel. Nov. 18, 2003).

These cases challenge the denial of a petition for reconsideration of the Second Memorandum Opinion and Order and Fifth Report and Order, PR Docket No. 92-257, 17 FCC Rcd 6685 (2002), in which the FCC dismissed Haven's pending applications for Automated Maritime Telecommunications System (AMTS) stations as part of its transition to licensing AMTS spectrum using a geographic area licensing system.

The Court has docketed these cases as Nos. 03-1446 and 03-1447. The attorney assigned to handle the litigation of these cases is Roberta L. Cook.